

MAIL DATE **SEP 19 2005**
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SEP 19 2005

AF *zw*
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7PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Hua, et al.

TITLE : SEARCHING DIGITAL CABLE
CHANNELS BASED ON SPOKEN
KEYWORDS USING A TELEPHONE
SYSTEM

APPLICATION NO. : 10/087,291

FILED : February 28, 2002

CONFIRMATION NO. : 3105

EXAMINER : Isaac M. Woo

ART UNIT : 2162

LAST OFFICE ACTION : March 16, 2005

ATTORNEY DOCKET NO. : LUTZ 200079
Case Name/No. Hua 14-1

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
The items checked below are appropriate:

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed **March 16, 2005** finally rejecting claims 1-20. A Pre-Appeal Brief Request for Review is being filed herewith.

The items checked below are appropriate:

- 1. **STATUS OF APPLICANT**
☒ This application is on behalf of other than a small entity.
- 2. **FEE FOR FILING NOTICE OF APPEAL**
Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:
☒ other than a small entity \$500.00

3. **EXTENSION OF TERM**

☒ Applicant(s) hereby petition(s) the Commissioner under 37 C.F.R. §1.136(a) for a three-month extension of time up to and including September 16, 2005 in which to file the accompanying Notice of Appeal. Payment for the filing of this Notice of Appeal and any appropriate extension of time fees are authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

4. **TOTAL FEES DUE**

The total fee due is:

Notice of Appeal Fee:	<u>\$500.00</u>
Extension of Time Fee:	<u>\$1020.00</u>


5. **METHOD OF PAYMENT**

☒ The fees indicated above are authorized to be charged to a credit card.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

September 16, 2005
Date


John P. Cornely, Reg. No. 41,687
1100 Superior Avenue, Seventh Floor
Cleveland, OH 44114-2579
216-861-5582

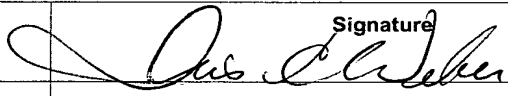
CERTIFICATE OF MAILING

I certify that this Notice Of Appeal From The Primary Examiner To The Board Of Patent Appeals And Interferences is being

☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

☐ transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.

☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:		Signature
Date	September 16, 2005	Printed Name
		Iris E Weber